

WC 05701

**MILLER
ISAR** INC.
REGULATORY CONSULTANTS

ANDREW O. ISAR

7901 SKANSIE AVENUE,
SUITE 240
GIG HARBOR, WA 98335
TELEPHONE: 253.851.6700
FACSIMILE: 253.851.6474
HTTP://WWW.MILLERISAR.COM

RECEIVED & INSPECTED

MAR 14 2005

FCC - MAILROOM

Via Overnight Delivery

March 10, 2005

Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street S.W., Room
Washington, D.C. 20554

RE: Section 63.71 Application of Transcommunications Incorporated

Dear Ms. Dortch:

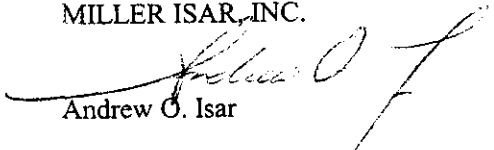
Enclosed for filing is the application of Transcommunications Incorporated for authority to discontinue service pursuant to Section 214(A) of the Communications Act, as amended, and Part 63.71 of the Federal Communications Commission's rules.

An original and five (5) copies are enclosed, in accordance with 47 CFR 63.52(a). Per the Common Carrier Services Fee Filing Guide, no fee is associated with applications for reduction or discontinuance of services.

Please date-stamp the additional copy of this letter and the enclosed application and return them in the self-addressed postage-paid envelope provided for this purpose. Thank you for your attention to this matter. Questions may be directed to the undersigned.

Respectfully submitted,

MILLER ISAR, INC.


Andrew O. Isar

Regulatory Consultant for
Transcommunications Incorporated

Enclosures

cc: Rodney McDonald, Wireline Competition Bureau
Service List

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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In the Matter of)
)
Transcommunications Incorporated)
)
Application for Authority to Discontinue)
Certain U.S. Domestic and International)
Telecommunications Services)
_____)

File No. _____

SECTION 63.71 APPLICATION

Transcommunications Incorporated ("Transcommunications"), pursuant to Section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. §214(a), and Section 63.71 of the rules of the Federal Communications Commission ("FCC" or "Commission"), 47 C.F.R. §63.71, hereby requests authority to discontinue the provision of discretionary prepaid resold domestic U.S. interstate interexchange and international telecommunications services throughout its U.S. service territory. Transcommunications' request stems from an affirmative business decision to cease providing resold discretionary prepaid international and domestic interstate interexchange telecommunications services. Transcommunications is a non-dominant carrier with respect to the interexchange and international services being discontinued. Transcommunications currently serves less than 10,000 active card accounts, and has made arrangements for remaining users to continue receiving service until users' prepaid calling account balances have been depleted or upon the one year anniversary of account activation, whichever occurs first.

Transcommunications therefore requests authority to discontinue the provision of discretionary, prepaid telecommunications services and terminate any continuing obligation to provide service. In support of its Application, Transcommunications states as follows.

I. INFORMATION PURSUANT TO SECTION 63.71(a)

Pursuant to section 63.71(a) of the rules of the FCC, 47 C.F.R. §63.71, Transcommunications provides the following information:

- 1) Name and address of carrier (47 C.F.R. §63.71(b)(2), 47 C.F.R. §63.71(a)(1)):**

Transcommunications Incorporated
6025 Lee Highway, 402 Executive Park
Chattanooga, TN 37421
423.954.9961

- 2) Date of planned service discontinuance (47 C.F.R. §63.71(b)(2), 47 C.F.R. §63.71(a)(2)):**

Transcommunications plans to discontinue services immediately upon a grant of the instant Application. As discussed further *infra.*, Transcommunications has entered into a management arrangement with Innovative Processing Solutions, LLC for the ongoing provision of service to the few remaining users who maintain account balances on their prepaid calling card accounts until the accounts are depleted or until completion of the one year anniversary of account activation.

- 3) Geographic areas affected (47 C.F.R. §63.71(b)(2), 47 C.F.R. §63.71(a)(3)):**

Transcommunications plans to discontinue its provision of discretionary prepaid resold domestic interexchange and international services throughout its geographic service areas in the United States and U.S. dependencies.

4) Brief description of type of services affected (47 C.F.R. §63.71(b)(2), 47 C.F.R. §63.71(a)(4)):

Transcommunications seeks authority to discontinue the provision of discretionary prepaid resold domestic interstate interexchange and international telecommunications services to commercial subscribers. Transcommunications has never served residential subscribers.

5) Brief description of the dates and methods of notice to all affected users (47 C.F.R. §63.71(b)(3)):

Transcommunications has provided a discretionary prepaid calling card service that supplements, but does not replace, conventional presubscribed, post-paid telecommunications services. As a matter of convention and practical consideration, no written notification of service discontinuance is provided when prepaid calling card accounts are depleted, as would otherwise be required for post-paid, presubscribed telecommunications services, because users recognize that service access is available only so long as funds remain in the card account or until a card expiration date. Further, User identity is unknown. Transcommunications maintains that the requirement of 47 C.F.R. §63.71(a) for notice of service discontinuance to “all affected customers” is inapplicable in this instance, and respectfully requests that it be exempt from the provisions of this section for purposes of the instant Application.

Prepaid calling card services are inherently discretionary. Such services supplement, but do not replace, post-paid presubscribed telecommunications services. Transcommunications users readily understand that the Company’s prepaid calling card services are strictly temporary in nature, usable so long as funds remain in user prepaid calling accounts or upon the first year anniversary of account activation. Users clearly

recognize that once their prepaid card accounts are depleted or after a year of account activation, service access is no longer available. Once account funds are depleted or upon the first year anniversary of account activation, Transcommunications network access is terminated, as opposed to service being “discontinued” in a conventional sense. As such, notice of service discontinuance is not provided as it would for ongoing post-paid presubscribed services.¹ Further, Transcommunications prepaid calling card services were sold as a commodity to companies who distributed Transcommunications cards to employees. The identity and address of each user is unknown, making written notice of prepaid service discontinuance both impractical, and effectively impossible.

Transcommunications services have been provided to a very limited, targeted segment of telecommunications users in the transportation industry – long haul truck drivers – primarily through card distribution arrangements with trucking companies who supply cards to their drivers. Transcommunications does not sell its discretionary prepaid calling card services through retail outlets. In anticipation of discontinuing the provision of its service, Transcommunications has allowed users to deplete their prepaid calling card accounts through normal usage. When a user’s prepaid account becomes depleted, the subscriber is no longer capable of placing calls utilizing Transcommunications’ network. Additionally, user accounts are deactivated and network access is no longer available to users on the one year anniversary of account activation. Users are informed that the service remains available through the shorter of account depletion or one year account activation anniversary at the time of purchase and account activation.

¹ As discussed further below, Users do receive verbal notice of the amount of remaining time available on their prepaid calling card accounts when accessing Transcommunications’ network and entering an account identification number.

Users are further informed of the estimated number of minutes of use that remain on the users' accounts when accessing Transcommunications' network and entering the account identification number. No further written notice would be practical or possible.

Notwithstanding the foregoing, Transcommunications has entered into a management agreement with Innovative Processing Solutions, LLC, a Nevada limited liability company, to continue providing service to the few user accounts that may remain active for a limited period of time until user account balances are depleted, or the one year anniversary of card account activation. Transcommunications ceased making prepaid calling cards available November 8, 2004.

A grant of this Application will have no effect on former users.

6) Non-dominance of the carrier with respect to the service to be discontinued (47 C.F.R. §63.71(b)(4)):

Transcommunications is non-dominant with respect to the telecommunications services it proposes to discontinue.

7) Service

In accordance with Sections 63.71 and 63.90(d) and (e)² of the Commission's Rules, Transcommunications certifies that a copy of this application is being submitted to the Governor and state utility commission of each affected jurisdiction, and to the Special Assistant for Telecommunications for the Secretary of Defense, contemporaneously with the filing of this Application.

² 47 CFR §§ 63.71 and 63.90(d) and (e).

8) Communications regarding this Application may be addressed to:

Andrew O. Isar
Miller Isar, Inc.
7901 Skansie Avenue, Suite 240
Gig Harbor, WA 98335
253.851.6700

II. CIRCUMSTANCES OF DISCONTINUANCE

In 2003, Transcommunications made an affirmative business decision to conclude its discretionary prepaid international and domestic interstate telecommunications service offerings.

Transcommunications maintains that its request for service discontinuance is consistent with the public interest, in no way impacts former users or the public, and should be granted. Transcommunications therefore requests authority to discontinue service.

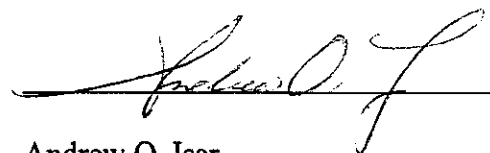
III. CONCLUSION

Transcommunications maintains that the proposed discontinuance is reasonable, necessary, and consistent with the public interest. Transcommunications has taken all reasonable action, to the extent it is able, to ensure that the discontinuance of service is not disruptive to the present or future public convenience and necessity. For the foregoing reasons, Transcommunications respectfully requests, pursuant to Section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. §214(a), and Section 63.71 of the Commission's Rules, that the Commission approve Transcommunications' Section 63.71 application to discontinue the provision of domestic interexchange and international services in the jurisdictions specified herein.

(Signature on Following Page.)

Respectfully submitted this 10th day of March 2005.

By:

A handwritten signature in black ink, appearing to read "Andrew O. Isar", written over a horizontal line.

Andrew O. Isar
Miller Isar, Inc.
7901 Skansie Avenue, Suite 240
Gig Harbor, WA 98335
Telephone: 253.851.6700
Facsimile: 253.851.6474
E mail: aisar@millerisar.com

Regulatory Consultants for
Transcommunications Incorporated

Certificate of Service

This is to certify that, on March 10, 2005, a true and correct copy of the foregoing Section 63.71 Application of Transcommunications Incorporated was sent via First Class Mail to the persons listed below.

Shari Buie
Shari Buie
for Miller Isar, Inc.

Alabama Gov. Bob Riley
Office of the Governor
State Capitol
600 Dexter Avenue
Montgomery, AL 36130-2751

Arizona Gov. Janet Napolitano
Office of the Governor
1700 West Washington
Phoenix, AZ 85007

Arkansas Gov. Mike Huckabee
Office of the Governor
State Capitol
Room 250
Little Rock, AR 72201

California Gov. Arnold Schwarzenegger
Office of the Governor
State Capitol
Sacramento, CA 95814

Colorado Gov. Bill Owens
Office of the Governor
136 State Capitol
Denver, CO 80203-1792

Connecticut Gov. M. Jodi Rell
Office of the Governor
210 Capitol Avenue
Hartford, CT 06106

Delaware Gov. Ruth Ann Minner
Office of the Governor
Tatnall Building
William Penn Street
Dover, DE 19901

Florida Gov. Jeb Bush
Office of the Governor
The Capitol
Tallahassee, FL 32399-0001

Georgia Gov. Sonny Perdue
Office of the Governor
203 State Capitol

Atlanta, GA 30334
Hawaii Gov. Linda Lingle
Office of the Governor
State Capitol
Executive Chambers
Honolulu, HI 96813

Idaho Gov. Dirk Kempthorne
Office of the Governor
State Capitol
700 West Jefferson 2nd floor
Boise, ID 83720

Illinois Gov. Rod Blagojevich
Office of the Governor
State Capitol
207 Statehouse
Springfield, IL 62706

Indiana Gov. Mitch Daniels
Office of the Governor
206 State House
Indianapolis, IN 46204

Iowa Gov. Thomas Vilsack
Office of the Governor
State Capitol
Des Moines, IA 50319-0001

Kansas Gov. Kathleen Sebelius
Office of the Governor
State Capitol
2nd Floor
Topeka, KS 66612-1590

Kentucky Gov. Ernie Fletcher
Office of the Governor
The Capitol Building
700 Capitol Avenue, Suite 100
Frankfort, KY 40601

Louisiana Gov. Kathleen Blanco
Office of the Governor
P. O. Box 94004
Baton Rouge, LA 70804-9004

Maine Gov. John Baldacci
Office of the Governor
1 State House Station
Augusta, ME 04333

Maryland Gov. Robert Ehrlich
Office of the Governor
State House
100 State Circle
Annapolis, MD, MD 21401

Massachusetts Gov. Mitt Romney
Office of the Governor
State House
Room 360
Boston, MA 02133
Michigan Gov. Jennifer Granholm
Office of the Governor
Governor's Office
P.O. Box 30013
Lansing, MI 48909

Minnesota Gov. Tim Pawlenty
Office of the Governor
130 State Capitol
75 Rev. Dr. Martin Luther King, Jr. Boulevard
St. Paul, MN 55155

Mississippi Gov. Haley Barbour
Office of the Governor
P.O. Box 139
Jackson, MS 39205

Missouri Gov. Matt Blunt
Office of the Governor
Missouri Capitol Building
Room 216
Jefferson City, MO 65101

Montana Gov. Brian Schweitzer
Office of the Governor
PO Box 200801
State Capitol
Helena, MT 59620-0801

Nebraska Gov. Dave Heineman
Office of the Governor
P.O. Box 94848
Lincoln, NE 68509-4848

Nevada Gov. Kenny Guinn
Office of the Governor
State Capitol
101 North Carson Street
Carson City, NV 89701

New Hampshire Gov. John Lynch
Office of the Governor
State House, Room 208
107 N. Main Street
Concord, NH 03301

New Jersey Gov. Richard Codey
Office of the Governor
125 West State Street
P.O. Box 001
Trenton, NJ 08625

New Mexico Gov. Bill Richardson
Office of the Governor
State Capitol
Fourth Floor
Santa Fe, NM 87501

New York Gov. George Pataki
Office of the Governor
State Capitol
Albany, NY 12224

North Carolina Gov. Michael Easley
Office of the Governor
20301 Mail Service Center
Raleigh, NC 27699-0301

North Dakota Gov. John Hoeven
Office of the Governor
State Capitol
600 East Boulevard Avenue, Department 101
Bismarck, ND 58505-0001

Oklahoma Gov. Brad Henry
Office of the Governor
State Capitol Building
Suite 212
Oklahoma City, OK 73105

Oregon Gov. Ted Kulongoski
Office of the Governor
900 Court Street NE
Room 160
Salem, OR 97301-4047

Pennsylvania Gov. Edward Rendell
Office of the Governor
Room 225
Main Capitol Building
Harrisburg, PA 17120

Rhode Island Gov. Don Carcieri
Office of the Governor
State House

Providence, RI 02903-1196
South Carolina Gov. Mark Sanford
Office of the Governor
P.O. Box 12267
Columbia, SC 29211

South Dakota Gov. Mike Rounds
Office of the Governor
500 East Capitol Avenue
Pierre, SD 57501

Tennessee Gov. Phil Bredesen
Office of the Governor
State Capitol
Nashville, TN 37243-0001

Texas Gov. Rick Perry
Office of the Governor
P.O. Box 12428
Austin, TX 78711

Utah Gov. Jon Huntsman
Office of the Governor
Utah East Office Building, Suite E220
PO Box 142220
Salt Lake City, UT 84114-2220

Vermont Gov. James H. Douglas
Office of the Governor
109 State Street
Montpelier, VT 05609

Virginia Gov. Mark Warner
Office of the Governor
State Capitol
Richmond, VA 23219

Washington Gov. Christine Gregoire
Office of the Governor
P.O. Box 40002
Olympia, WA 98504-0002

West Virginia Gov. Joe Manchin III
Office of the Governor
State Capitol Complex
Charleston, WV 25305-0370

Wisconsin Gov. Jim Doyle
Office of the Governor
State Capitol
115 East
Madison, WI 53702

Wyoming Gov. Dave Freudenthal
Office of the Governor
State Capitol Building

Room 124
Cheyenne, WY 82002

Rodney McDonald
Federal Communications Commission
Wireline Competition Bureau
445 12th Street, SW
Washington, DC 20554

Secretary of Defense
Attn.: Special Assistant for Telecommunications
The Pentagon
Washington, DC 20031

Mr. Walter Thomas, Jr.
Secretary
Alabama Public Service Commission
RSA Union Building
100 N. Union Street, Room 850
Montgomery, Alabama 36104

Docket Control Center
Arizona Corporations Commission
1200 W. Washington Street
Room 108
Phoenix, Arizona 85007-2996

Ms. Diana Wilson
Secretary of the Commission
Arkansas Public Service Commission
1000 Center Street
PO Box 400
Little Rock, Arkansas 72203-0400

Ms. Concepcion Lota
Docket Office
California Public Utilities Commission
505 Van Ness Avenue
Room 2001
San Francisco, California 94102-3298

Mr. Bruce Smith
Director
Colorado Public Utilities commission
1580 Logan Street
Office Level 2
Denver, Colorado 80203

Ms. Louise Rickard
Acting Secretary

Connecticut Department of Public Utility
Control
10 Franklin Square
New Britain, Connecticut 06051

Ms. Karen Nickerson
Secretary
Delaware Public Service Commission
861 Silver Lake Boulevard
Cannon Building, Suite 100
Dover, Delaware 19904

Ms. Blanca Bayo
Director, The Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399

Mr. Reece McAlister
Executive Secretary
Georgia Public Service Commission
244 Washington Street
Atlanta, Georgia 30334-5701

Chief Clerk
Hawaii Public Utilities Commission
465 South King Street
No. 103
Honolulu, Hawaii 96813

Ms. Jean Jewell
Secretary
Idaho Public Utilities Commission
472 West Washington Street
Boise, Idaho 83702

Ms. Elizabeth Rolando
Chief Clerk
Illinois Corporation Commission
527 E. Capitol Avenue
Springfield, Illinois 62701

Executive Secretary
Indiana Utility Regulation Commission
Indiana Government Center South
302 West Washington Street, Suite E306
Indianapolis, Indiana 46204

Executive Secretary
Iowa Utilities Board
350 Maple Street
Des Moines, Iowa 50319-0069

Ms. Susan Duffy
Executive Director
Kansas Corporation Commission

1500 S.W. Arrowhead Road
Topeka, Kansas 66604-4027

Ms. Elizabeth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Blvd.
Frankfort, Kentucky 40602-0615

Mr. Lawrence C. St. Blanc
Secretary
Louisiana Public Service Commission
One American Place
Suite 1630
Baton Rouge, Louisiana 70825

Mr. Dennis Keschl
Administrative Director
Maine Public Utilities Commission
242 State Street
18 State House Station
Augusta, Maine 04333-0018

Mr. Ray Bourland
Executive Secretary
Maryland Public Service Commission
William Donald Schaefer Tower
6 St. Paul Street, 16th Floor
Baltimore, Maryland 21202-6495

Ms. Mary Cottrell
Secretary
Massachusetts Department of
Telecommunications and Energy
One South Station
Boston, Massachusetts 02202

Mr. Orji Isiogu
Director of the Communications Division
Michigan Public Service Commission
6545 Mercantile Way
Lansing, Michigan 48911

Mr. Burl Haar
Executive Secretary
Minnesota Public Utilities Commission
121 7th Place E. Suite 350
St. Paul, Minnesota 55101-2147

Mr. Brian U. Ray
Executive Secretary
Mississippi Public Service Commission
Walter Sillers State Office Building
550 High Street
Jackson, Mississippi 39215-1174

Mr. Dale Hardy Roberts
Secretary to the Commission
Missouri Public Service Commission
P.O. Box 360
200 Madison Street, Suite 100
Jefferson City, Missouri 65102-0360

Ms. Kate Whitney
Montana Public Service Commission
1701 Prospect Avenue
Helena, Montana 59620-2601

Mr. Andrew Pollock
Executive Director
Nebraska Public Service Commission
300 The Atrium
1200 North Street
Lincoln, Nebraska 68509

Ms. Crystal Jackson
Commission Secretary
Nevada Public Utilities Commission
1150 East William Street
Carson City, Nevada 89701

Ms. Kathryn M. Bailey
P.E., Director
New Hampshire Public Utilities Commission
21 S. Fruit Street
Suite 10
Concord, New Hampshire 03301-2429

Ms. Kristi Izzo
Secretary
New Jersey Board of Public Utilities
Two Gateway Center
Newark, New Jersey 07102

New Mexico Public Regulation Commission
Marian Hall
224 East Palace Avenue
Santa Fe, New Mexico 87501

Ms. Jacklyn Brilling
Secretary
New York Public Service Commission
14th Floor Empire State Plaza
Albany, New York 12223-1350

Ms. Geneva Thigpen
Chief Clerk
North Carolina Utility Commission
430 North Salisbury Street
Dobbs Building
Raleigh, North Carolina 27603

Mr. Illona Jeffcoat-Sacco
Executive Secretary
North Dakota Public Service Commission
State Capitol
600 East Blvd., Department 408
Bismark, North Dakota 58505-0480

Public Utility Division
Oklahoma Corporations Commission
P.O. Box 5200
Oklahoma City, Oklahoma 73152-2000

Ms. Vikie Bailey-Goggins
Secretary
Oregon Public Utilities Commission
550 Capitol St. NE, #215
P.O. Box 2148
Salem, Oregon 97308-2148

Mr. James McNulty
Secretary
Pennsylvania Public Utilities Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, Pennsylvania 17120

Ms. Luly Massaro
Commission Clerk
Rhode Island Public Utilities Commission
89 Jefferson Blvd.
Warwick, Rhode Island 02888

Mr. Gary E. Walsh
Executive Director
South Carolina Public Service Commission
Saluda Building
101 Executive Center Dr., Ste. 100
Columbia, South Carolina 29210

Ms. Pam Bonrud
Executive Director
South Dakota Public Utilities Commission
Capitol Building, 1st Floor
500 East Capitol Street
Pierre, South Dakota 57501-5070

Mr. David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

Mr. James Galloway
Central Records
Texas Public Utilities Commission
1701 North Congress Avenue

Austin, Texas 78701

Ms. Julie Orchard
Commission Secretary
Utah Public Service Commission
Herber M. Wells Building
160 East 300 South, 4th Floor
Salt Lake City, Utah 84111

Ms. Susan Hudson
Vermont Public Service Board
112 State Street
Drawer 20
Montpelier, Vermont 05620-2701

Ms. Sheree King
Telecommunications Division
Virginia Corporations Commission
Tyler Building
1300 E. Main Street, 1st Floor
Richmond, Virginia 23219

Ms. Carol Washburn
Secretary
Washington Utilities and Transportation
Commission
1300 S. Evergreen Park Drive SW
Olympia, Washington 98504-7250

Ms. Sandra Squire
Executive Secretary
West Virginia Public Service Commission
201 Brooks Street
Charleston, West Virginia 25301

Ms. Lynda Dorr
Wisconsin Public Service Commission
810 North Whitney Way
P.O. Box 7854
Madison, Wisconsin 53707-7854

Docketing Section
Wyoming Public Service Commission
Hansen Building, Suite 300
2515 Warren Avenue
Cheyenne, Wyoming 82002